

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
IDS PROPERTY CASUALTY INSURANCE COMPANY,

Plaintiff,

-against-

MARK BURTON and DENNIS T. FENNEL,

Defendants.

**PLAINTIFF'S
SUPPLEMENTAL
RULE 26 INITIAL
DISCLOSURES**

Case No.: 11-CV-0026 (ER)

Plaintiff, IDS PROPERTY CASUALTY INSURANCE COMPANY ("IDS"), by its attorneys, RUBIN, FIORELLA & FRIEDMAN LLP, makes the following supplemental initial disclosures, pursuant to Federal Rules of Civil Procedure Rule 26:

2. All documents in the possession, custody, or control of plaintiff that it may use to support its claims or defenses in this matter:

- (a) The transcript of the November 22, 2011 deposition of Dennis T. Fennel, taken in the underlying bodily injury action, *Dennis T. Fennel v. Marc Burton a/k/a Mark Burton*, Supreme Court of the State of New York, County of Orange, Index No. 5876/2010, redacted to protect Dennis T. Fennel's privacy (home address, date of birth, and Social Security Number). A copy of the foregoing deposition transcript is annexed hereto as Exhibit A.

Plaintiff reserves the right to supplement this response should additional information become available.

Dated: New York, New York
February 14, 2012

Yours, etc.

RUBIN, FIORELLA & FRIEDMAN LLP

By: 

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**This document has not been served
upon the below-named defendant,
DENNIS T. FENNEL, because a
default judgment was entered
against said defendant on July 26, 2011**

DENNIS T. FENNEL
Defendant
8 Belvoir Drive
Washingtonville, New York 10992